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February 3, 2009

**Via Facsimile 803.896.5231**

Hon. Elizabeth B. Fleming  
Chairman

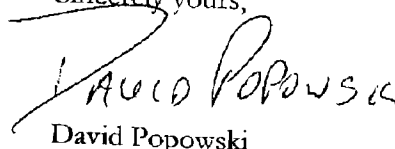
Public Service Commission of South Carolina  
101 Executive Center Dr., Suite 100  
Columbia, SC 29210

**Re: 2008-451-C, Upstate Rental and Welding Supply Company v. BellSouth  
Telecommunications, Inc. d/b/a AT&T South Carolina**

Dear Chairman Fleming:

I have just been retained to represent Upstate Rental and Welding Supply Company in this matter. I am having settlement discussions with Jennifer Stone, attorney for AT&T. AT&T had filed with the Commission an Answer and Motion to Dismiss dated January 22, 2009, and Upstate's Response is due tomorrow, February 4, 2009. Based on the settlement discussions and other deadlines, this is to respectfully request an extension through and including Friday, February 13, 2009, to file the Response. Please advise if anything else is necessary and I appreciate your favorable consideration.

Sincerely yours,



David Popowski

DP/js

Cc: Jennifer Stone --- Via Facsimile